

610 Newport Center Drive  
Suite 300

Newport Beach  
California 92660

T: 949-718-5200  
F: 949-718-6799

Austin, TX  
San Jose, CA  
San Francisco, CA

skjerven morrill  
macpherson LLP

Docket No.: M-12283 US

January 9, 2002

Box Patent Application  
Commissioner For Patents  
Washington, D. C. 20231

Enclosed herewith for filing is a patent application, as follows:

Inventor(s): Gerald W. Skulley

Title: Comfortable Earphone Cushions

X Return Receipt Postcard  
X This Transmittal Letter (in duplicate)  
11 page(s) Specification (not including claims)  
4 page(s) Claims  
1 page Abstract  
2 Sheet(s) of Drawings  
2 page(s) Declaration For Patent Application and Power of Attorney  
1 page NonPublication Request  
1 page(s) Recordation Form Cover Sheet (in duplicate)  
1 page(s) Assignment

**CLAIMS AS FILED**

For	Number <u>Filed</u>		Number <u>Extra</u>		Rate		Basic Fee
Total Claims	26	-20 =	6	x	\$18.00 =	\$	740.00
Independent Claims	2	-3 =	0	x	\$84.00 =	\$	0.00
<input type="checkbox"/> Fee of _____ for the first filing of one or more multiple dependent claims per application						\$	
<input type="checkbox"/> Fee for Request for Extension of Time						\$	

Please make the following charges to Deposit Account 19-2386:

- ☒ Total fee for filing the patent application in the amount of \$ 848.00  
☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account 19-2386.

EXPRESS MAIL LABEL NO:

EV 022456287 US

Respectfully submitted,

*Don C. Lawrence*

Don C. Lawrence  
Attorney for Applicant(s)  
Reg. No. 31,975

JC879 U.S. PRO  
10/043613  
01/09/02

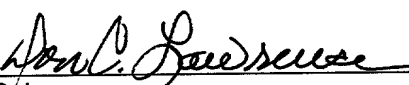
EXPRESS MAIL LABEL NO:  
EV 022456287 US

MODIFIED PTO/SB/35 (11-00)

<b>REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	Inventors	Gerald W. Skulley
	Title	Comfortable Earphone Cushions
	Atty Docket Number	M-12283 US

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

January 9, 2002  
Date

  
Don C. Lawrence  
Attorney for Applicants  
Reg. No.: 31,975

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

7 CFR 1.213(a) provides for a request that an application not be published under 35 U.S.C. 122(b). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. SEND TO: Commissioner for Patents, Washington, DC 20231.